

Serial No. ....

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JUL 8 1980

Returned to applicant for correction. ....

Corrected application filed. .... Map filed SEP 17 1980 under 41661

The applicant George I. Benny - c/o Double Diamond Development Company

Suite 350, Arlington Towers, 100 North Arlington - Reno  
Street and No. or P.O. Box No. City or Town

Nevada 89501 hereby make application for permission to change the  
State and Zip Code No.

Place and Manner of Use

of water heretofore appropriated under Permit #17216

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Truckee River via Lake Ditch  
Name of stream, lake, underground, spring or other source.

2. The amount of water to be changed .25 second feet, 37.75 acre-feet  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore used for Irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within NE  $\frac{1}{4}$ , NW  $\frac{1}{4}$ , Section 19, T 19N, R 19E,  
MDB&M at a point from which the NE corner of said Section 19 bears N 89° 35'E,  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
a distance of 2780 feet.  
stated.

6. The existing point of diversion is located within. ....

If point of diversion is not changed, do not answer.

7. Proposed place of use See Attachment "A"  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use See Attachment "B"  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use has been from March 1 to October 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Headgates, Ditches and Pipelines to treatment  
State manner in which water is to be diverted, whether by dam or other works,

works  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works 1 year

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water to be used in proposed Double Diamond Development consisting of 8000 residential units, 1315 acres of open space and 489 acres of commercial and industrial properties. Water not used directly will be recharged to the ground-water basin for "carry over" storage and withdrawal during critical surface water periods.

Compared sg/ha gk/bc Applicant George I. Benny

By s/ Brien B. Walters  
Brien B. Walters (Agent)  
248 W. 1st St., Suite 106  
Reno, Nevada 89501

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner and place of use of the waters of the Truckee River as heretofore granted under (Claim 232), Permit 17216, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

Measuring devices with totalizing capability shall be installed and accurate measurements of all water diverted and placed to beneficial use shall be recorded and submitted to the State Engineer as required.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 37.75 acre-feet annually as decreed.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before July 22, 1983

Proof of completion of work shall be filed before August 22, 1983

Application of water to beneficial use shall be made on or before July 22, 1988

Proof of the application of water to beneficial use shall be filed on or before August 22, 1988

Map in support of proof of beneficial use shall be filed on or before August 22, 1988

Commencement of work filed.....  
 Completion of work filed.....  
 Proof of beneficial use filed.....  
 Cultural map filed.....

IN TESTIMONY WHEREOF, I PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office this 22nd day of JULY  
 A.D. 19 81

Certificate No. 10764809 0.042 Issued SEP 29 1983

~~ABROGATED BY PERMIT 10764809 0.042~~  
~~CANCELLED BY 10-79~~ SEP 29 1983 BECAUSE OF FAILURE  
 OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

Peter G. Morros STATE ENGINEER Concession received 12-13-84

## ATTACHMENT A - ANSWER TO QUESTION 7

<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.18N., R.20E., M.D.B.&amp; M</u>
	SE - NW	4	
	SE - NE	4	
	S 1/2	4	
	E 1/2 - NE	5	
	E 1/2 - SE	5	
	SW - SE	5	
	NW - SE	5	
	NE 1/4	8	
	N 1/2 - SE	8	
	SW - SE	8	
	<del>SE - SE</del>	<del>8</del>	
	SE - SW	8	
	NE - SW	8	
	ENTIRE SECTION	9	
	N 1/2	16	
	NW - SE	16	
	NE - SE	16	
	NW - SW	16	
	NW - NE	17	
	NE - NE	17	
	SE - NE	17	
	SW - NE	17	
	NE - SE	17	
	SE - SE	17	
	SW - SE	17	
	NW - SE	17	
	NW - SW	33	T.19N., R.20E., M.D.B.&M.

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<u>USE WITHIN</u>	<u>1/4 of 1/4</u>	<u>SECTION</u>	<u>T.19N., R.20E., M.D.B.&amp;M.</u>
	NE-SW	33	
	SE-SW	33	
	SW-SW	33	



## APPENDIX "B" - Answer to Question 8

ACREAGE	1/4 of 1/4	SECTION	T 18N, R 20E MDB & M
13.7	SE-NW	4	
40.0	SE-NE	4	
16.1	NW-SW	4	
16.5	NE-SW	4	
35.3	NW NE-SE	4	
40.0	<del>NW</del> <del>NE-SE</del> <del>NE-SE</del> <del>NE-SE</del>	4	on NW corner
39.0	SW-SW	4	
11.7	SE-SW	4	
40.0	SW-SW <del>SE</del>	4	
40.0	SE-SE	4	
10.7	SE-NE	5	
17.9	NW-SE	5	
40.0	NE-SE	5	
37.0	SW <del>SE</del> <del>SE</del> <del>SE</del>	5	on NW corner
40.0	SE-SE	5	
31.1	NW-NE	8	
40.0	NE-NE	8	
31.4	SW-NE	8	
40.0	SE-NE	8	
38.4	NW-NW	9	
23.0	NE-NW	9	
23.8	NW-NE	9	
22.0	NE-NE	9	
40.0	SW-NW	9	
28.4	SE-NW	9	
756 ACRES TOTAL			

